

ORIGINAL

THIS AMENDMENT:

\_\_\_\_ Passed \_\_\_\_ Passed as amended by \_\_\_\_

\_\_\_\_ Failed \_\_\_\_ Not Offered



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HEARING DIVISION PROPOSED AMENDMENT #1

TIME/DATE PREPARED: February 27, 2008/10:36 a.m.

COMPANY: Little Park Water Company,  
Inc.

AGENDA ITEM NO. (To be determined)

DOCKET NO.: W-02192A-07-0326

OPEN MEETING: DATE: March 11 & 12, 2008

Page 3, Line 16, on a new, separate line before the row of asterisks:

INSERT: "On February 13, 2008, a Recommended Opinion and Order was filed, and on February 20, 2008, Little Park filed its exceptions to the Recommended Opinion and Order."

Arizona Corporation Commission

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Page 6, Line 1, after "School":

FEB 28 2008

DELETE: "has"

INSERT: "had"

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Page 6, Line 4, after closing parenthesis, INSERT new text, which includes a new footnote 3:

INSERT: "On February 20, 2008, Little Park filed a copy of an Approval to Construct for the plant facilities needed to serve the School.<sup>3</sup>

<sup>3</sup> The Approval to Construct was apparently issued by the Yavapai County Development Services Environmental Unit on January 25, 2008, although it is misdated as having been approved on January 25, 2007."

RENUMBER subsequent footnotes to conform.

Page 14, Lines 12 through 16:

DELETE subsections (a) and (b) in their entirety.

RENUMBER the remaining subsections to conform.

Page 14, Lines 24 through 28:

DELETE:

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“d. By June 1, 2008:

- i. A copy of an Approval to Construct issued by ADEQ for the arsenic treatment systems for both wells, and
- ii. A copy of an Approval to Construct issued by ADEQ for the plant facilities needed to serve the CC&N extension area;”

INSERT:

“d. By June 1, 2008, a copy of an Approval to Construct issued by ADEQ for the arsenic treatment systems for both wells;”

Page 15, Line 11:

INSERT new Finding of Fact No. 58:

“58. In its exceptions to the Recommended Opinion and Order, Little Park indicated that ADEQ has forwarded its application for exemption from the arsenic MCL to the EPA and that it does not know when the exemption will be obtained. Little Park proposed that it be required to file the exemption from the EPA within 30 days after receipt. We believe that Little Park’s request is reasonable in light of this new information and that Little Park should be required to file a copy of the decision on its application for exemption, whether received from the EPA or ADEQ, within 30 days after its receipt by Little Park. In addition, if that decision requires Little Park to provide its customers bottled water during any period, Little Park should file a Bottled Water Tariff with the Commission in a separate docket, with a copy to this docket, within the same timeframe.”

RENUMBER the current Finding of Fact Nos. 58 and 59 to conform.

Page 16, Line 7:

DELETE: “57-59”

INSERT: “57-60”

Page 16, Line 23, INSERT two new ordering paragraphs:

“IT IS FURTHER ORDERED that Little Park Water Company, Inc. shall, within 30 days after receipt, file with the Commission’s Docket Control a copy of ADEQ’s or EPA’s approval or denial of an exemption from the arsenic MCL.

IT IS FURTHER ORDERED that if ADEQ or EPA has granted an exemption from the arsenic MCL and required therein that Little Park Water Company, Inc. provide bottled water to its customers, Little Park Water Company, Inc. shall, within 30 days after receipt of the decision granting the exemption, file with the Commission’s Docket Control a Bottled Water Tariff, in a separate docket, with a copy in this docket.”